

DEC 28 2006

**BARNES & THORNBURG LLP**  
btlaw.com

11 South Meridian Street  
Indianapolis, Indiana 46204-3535  
(317) 236-1313  
Fax Number: (317) 231-7433

FAX COVER SHEET

	NAME	COMPANY NAME	TELECOPY NO.
TO:	Examiner Smith	United States Patent Office	(571) 273-8300

FROM: Rebecca L. Ball

DIRECT DIAL: 317-231-7511

E-MAIL:

DATE: December 28, 2006

TIME SENDING:

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 9

If you have difficulty receiving this Fax, please call Barnes & Thornburg at (IKON) 317-231-7410 and ask for \_\_\_\_\_

Re: U.S. Patent Application No.: 10/074,178  
**Multi-Test Analysis of Real-Time Nucleic Acid Amplification**  
Our File: 43387-69889  
Applicant: David J. Eyre  
Date Fax Transmitted: December 28, 2006  
Examiner: Carolyn L. Smith (Group 1631)

RECEIVED  
CENTRAL FAX CENTER

DEC 28 2006

BARNES &amp; THORNBURG LLP

11 South Meridian Street  
Indianapolis, Indiana  
46204  
(317) 236-1313  
(317) 231-7433 Fax**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Group: 1631

Confirmation No.: 5007

Application No.: 10/074,178

Invention: **MULTI-TEST ANALYSIS OF  
REAL-TIME NUCLEIC ACID  
AMPLIFICATION**

Applicant: David J. Eyre


Filed: February 12, 2002

Attorney Docket: 43387-69889

Examiner: Carolyn L. Smith

Certificate of Facsimile TransmissionI hereby certify that this correspondence is being  
facsimile transmitted to the Commissioner for Patents  
(art unit 1631), facsimile no. (571) 273-8300

on December 28, 2006

  
(Signature)Rebecca L. Ball  
(Printed Name)**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed September 5, 2006, Applicant requests entry of the following amendments and consideration of the accompanying remarks.

Applicant hereby requests a one-month extension of time under 37 C.F.R. §1.136(a) to file this response, extending the due date for response to January 5, 2007. The Commissioner is hereby authorized to charge the fee for a one-month extension of time for a large entity to the account of Barnes & Thornburg, Deposit Account No. 10-0435, with reference to our matter 43387-69889. Applicant believes that no other fees are required with this response. If any

additional fees are required, the Commissioner is hereby authorized to charge the same to the account of Barnes & Thornburg, Deposit Account No. 10-0435, with reference to our matter 43387-69889.